

MAY 4 1994 12 20 AM

THE STATE OF ILLINOIS

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ELIAS C. ALVORD (1942)  
ELLSWORTH C. ALVORD (1964)

May 4, 1994

Mr. Sidney L. Strickland, Jr.  
Secretary  
Interstate Commerce Commission  
Washington, DC 20423

Dear Mr. Strickland:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11303(a) are two (2) copies of a Release dated as of April 27, 1994, a secondary document as defined in the Commission's Rules for the Recordation of Documents under 49 C.F.R. Section 1177.

The enclosed document is a partial release and relates to the Chattel Mortgage Security Agreement, dated as of April 25, 1990, which was duly filed with the Commission on May 9, 1990 under Recordation Number 16863.

The name and address of the parties to the enclosed document are:

Secured Party: Associates Commercial Corporation  
1331 South Vaughn Way  
Aurora, Colorado 80014

A description of the railroad equipment covered by the enclosed document is attached hereto as Schedule A.

Also enclosed is a check in the amount of \$18.00 payable to the order of the Interstate Commerce Commission covering the required recordation fee.

Kindly return one stamped copy of the enclosed document to the undersigned.

Very truly yours,



Robert W. Alvord

Enclosures

OF COUNSEL  
URBAN A. LESTER  
MAY 4 12 14 PM '94  
LICENSING BRANCH

*Handwritten:* Charles M. Lester  
*Handwritten:* Counterparts

**Interstate Commerce Commission**

**Washington, D.C. 20423**

**May 4, 1994**

**OFFICE OF THE SECRETARY**

**Robert W. Alvord  
Alvord & Alvord  
918 16th St., N.W., Suite 200  
Washington DC 20006-2973**

**Dear Mr. Alvord:**

**The enclosed document(s) was recorded pursuant to the provisions  
of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303,  
on May 4, 1994 at 12:20PM , and assigned  
recording number(s). 16863-A and 18796**

**Sincerely yours,**

**Secretary  
SIDNEY L. STRICKLAND, JR.**

**Enclosure(s)**

MAY 4 1994 -12 20 AM

INTERSTATE COMMERCE COMMISSION

RELEASE

This Release, dated as of 4/27, 1994, is made by Associates Commercial Corporation.

1. Reference is made to the equipment listed on Schedule A attached hereto (the "Equipment"), which is subject to the Chattel Mortgage Security Agreement, dated as of April 25, 1990 (the "Mortgage") between Herzog Contracting Corp. and Associates Commercial Corporation, which was duly filed on May 9, 1990 in accordance with 49 U.S.C. 11303 and having Recordation Number 16863

2. Associates Commercial Corporation, for consideration, the receipt and sufficiency of which is hereby acknowledged, hereby releases any and all liens, claims and other encumbrances granted pursuant to the Mortgage on the Equipment.

3. All other collateral described in the original Mortgage remain subject to the security interest of Associates Commercial Corporation.

IN WITNESS WHEREOF, Associates Commercial Corporation has caused this Release to be duly executed by its authorized officer as of the day and year first written above.

By: J. E. L. Perita  
Title: V.P.

16863-A

ICC COPY

Schedule A

EQUIPMENT LIST

[ATTACH EQUIPMENT TO BE RELEASED]

1. Canron switch tamper s/n4371219
2. Canron switch tamper s/n1076418
3. Canron consolidator s/n4471299
4. Trac-gopher undercutter s/n4770107
5. Dunrite pre-gager s/n308
6. Mark III tamper s/n3583639
7. Mark Estdag tamper s/n1087891
8. Kershaw ballast regulator s/n26-1033
9. Canron switch tamper s/n4371229
10. Kershaw ballast regulator s/n26-1066
11. Canron electric tamper s/n1075187
12. Fairmont track liner s/n241552
13. Luttig Lo-railer s/n106-84-3
14. Trackmobile Model TM-11 s/n94242-80
15. Canron electric tamper s/n1087881

State of Colorado

County of Arapahoe

On this 27<sup>th</sup> day of April, 1994 before me personally  
appeared J. E. Rector, to me personally known, who, being duly sworn,  
says that he is a V. P. of Associates, that said instrument  
was signed on 4/27, 1994 on behalf of said Corporation by authority  
of its Board of Directors, and he acknowledged that the execution of the foregoing  
instrument was the free act and deed of said Corporation.

Sworn to and subscribed before me this 27<sup>th</sup> day of April, 1994.

Martha E. Frost  
Notary Public